

Page 1

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
3 JACKSON DIVISION

5 OLIVIA Y., et al. PLAINTIFFS,
6
7 VS. CIVIL ACTION NO. 3:04CV251LN
8
9 HALEY BARBOUR, et al. DEFENDANTS.

10
11 30(b)(6) DEPOSITION OF NANCY MEADORS

13 Taken at the offices of Bradley, Arant, Rose & White, LLP,
14 on Tuesday, May 16, 2005, beginning at 8:40 A.M.

18 REPORTED BY:
19 REBECCA A. KIDDER
20 State Wide Reporters
21 4400 Old Canton Road, Suite
22 Post Office Box 14113
23 Jackson, Mississippi 39236
24 Telephone: (601) 366-9676
25 Fax: (601) 366-9756



IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION

OLIVIA Y., et al.

PLAINTIFFS

v.

CIVIL ACTION NO. 3:04CV251LN

HALEY BARBOUR, et al.

DEFENDANTS

DEPOSITION OF ROBIN WILSON

Taken at the instance of the Plaintiffs at Bradley Arant Rose & White, 188 East Capital Street, Jackson, Mississippi, on, May 16, 2005, beginning at 2:11 p.m.

APPEARANCES:

ERIC THOMPSON, ESQ.

TARA S. CREAN, ESQ.

Children's Rights

404 Park Avenue South, 11th Floor
New York, New York 10016

COUNSEL FOR PLAINTIFFS

BETTY MALLETT, ESQ.

McGlinchey Stafford

200 South Lamar Street

Jackson, Mississippi 39201

COPY

COUNSEL FOR DEFENDANTS

REPORTED BY: **Dawn A. Johnson**

CSR - MS #1579

Breaud Court Reporting

106 Knollwood Lane

Clinton, Mississippi 39056

Page 1

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
3 JACKSON DIVISION

5 OLIVIA Y., et al. PLAINTIFFS.

6
7 VS. CIVIL ACTION NO. 3:04CV251LN

9 HALEY BARBOUR, et al. DEFENDANTS.

10
11 30(b)(6) DEPOSITION OF GAIL YOUNG

13 Taken at the offices of Bradley, Arant, Rose & White, LLP,
14 on May 16, 2005, beginning at 1:34 P.M.

18 REPORTED BY:

19 REBECCA A. KIDDER

20 State Wide Reporters

21 4400 Old Canton Road, Suite 201 (392

22 Post Office Box 14113

23 Jackson, Mississippi 39236

24 Telephone: (601) 366-9676

25 Fax: (601) 366-9756

Page 1

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
3 JACKSON DIVISION

4 OLIVIA Y., ET AL PLAINTIFFS
5 VS. CIVIL ACTION NO. 3:04CV251LN
6 HALEY BARBOUR, ET AL DEFENDANTS

7

8 COPY

9

10 DEPOSITION OF BILLY MANGOLD

11

12 Taken at Bradley Arant Rose & White,
13 188 East Capitol Street, Suite 450,
14 Jackson, Mississippi, on Monday,
15 May 16, 2005, beginning at 10:45 a.m.

16

17

18

19

REPORTED BY:

20

21 CELESTE O. WERKHEISER, RMR
22 State-Wide Reporters
23 4400 Old Canton Road
24 Suite 160 (39211)
Post Office Box 14113
Jackson, Mississippi 39236
Telephone: (601) 366-9676
Fax: (601) 366-9756
www.legalink.com

25

Page 1

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
3 JACKSON DIVISION

4 OLIVIA Y., ET AL PLAINTIFFS
5 VERSUS CIVIL ACTION NO. 3:04CV251LN
6 HALEY BARBOUR, ET AL DEFENDANTS

7

8

9

10 DEPOSITION OF LINDA MILLSAPS

11

12 Taken at Bradley, Arant,
13 Rose & White,
14 Jackson, Mississippi, on
15 Thursday, June 2, 2005,
16 beginning at 12:50 p.m.

17

18

19

20 REPORTED BY:

21 ELISA M. MEDDERS, BCR, CSR #1670
22 State-Wide Reporters
23 4400 Old Canton Road
24 Suite 160(39211)
25 Post Office Box 14113
Jackson, Mississippi 39236
Telephone: (601) 366-9676
Fax: (601) 366-9756

Kathy Triplett, 6/14/05

1

1 **IN THE UNITED STATES DISTRICT COURT**
2 **FOR THE SOUTHERN DISTRICT OF MISSISSIPPI**
3 **JACKSON DIVISION**

4 OLIVIA Y., ET AL.,

5 PLAINTIFFS

6 VS.

7 NO. 3:04cv251LN

8 HALEY BARBOUR, AS GOVERNOR OF
9 THE STATE OF MISSISSIPPI, ET
10 AL.,

11 DEFENDANTS

12 DEPOSITION OF MS. KATHY TRIPLETT

13 Taken by the Plaintiffs at the offices of Bradley
14 Arant Rose & White located in Jackson, Mississippi
15 beginning at 10:00 a.m. on Tuesday, June 14, 2005.

16 **COPY**

17 APPEARANCES:

18 Representing the Plaintiff(s):

19 ERIC E. THOMPSON, ESQ.
20 Tara S. Crean, ESQ.
21 Children's Rights, Inc.
22 404 Park Avenue South
23 New York, New York 10016

24 Representing the Defendant(s):

25 RUSTY FORTENBERRY, ESQ.
26 McGlinchey Stafford, PLLC
27 200 South Lamar Street, Ste. 1100
28 Jackson, MS 39201

29 REPORTED BY: BARBARA L. CRAWFORD, CSR #1182
30 Metro Court Reporting Services
31 709 Windward Road
32 Jackson, MS 39206

Ms. Nancy Meaders, 6/14/05

1

1 **IN THE UNITED STATES DISTRICT COURT**
2 **FOR THE SOUTHERN DISTRICT OF MISSISSIPPI**
3 **JACKSON DIVISION**

4 OLIVIA Y., ET AL.,

5 PLAINTIFFS

6 VS.

7 NO. 3:04cv251LN

8 HALEY BARBOUR, AS GOVERNOR OF
9 THE STATE OF MISSISSIPPI, ET
10 AL.,

11 DEFENDANTS

12 DEPOSITION OF MS. NANCY MEADERS

13 Taken by the Plaintiffs at the offices of Bradley
14 Arant Rose & White Located in Jackson, Mississippi
15 beginning at 2:50 p.m. on Tuesday, June 14, 2005.

16 **COPY**

17 APPEARANCES:

18 Representing the Plaintiff(s):

19 ERIC E. THOMPSON, ESQ.
20 Tara S. Crean, ESQ.
21 Children's Rights, Inc.
22 404 Park Avenue South
23 New York, New York 10016

24 Representing the Defendant(s):

25 RUSTY FORTENBERRY, ESQ.
26 McGlinchey Stafford, PLLC
27 200 South Lamar Street, Ste. 1100
28 Jackson, MS 39201

29 REPORTED BY: BARBARA L. CRAWFORD, CSR #1182
30 Metro Court Reporting Services
31 709 Windward Road
32 Jackson, MS 39206

	Page 1	Page 3
1	IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF MISSISSIPPI JACKSON DIVISION	
2	4 OLIVIA Y., ET AL, 5 Plaintiffs,	1 INDEX
6	V. CIVIL ACTION NO. 3:04CV251LN	2 WITNESS: Gail Young PAGE:
7	7 HALEY BARBOUR, ET AL,	3 EXAMINATION BY:
8	8 Defendants.	4 Ms. Crean
9		5 EXHIBITS 6
10	10 DEPOSITION OF GAIL YOUNG	6 Exhibit No. 69, 10
11	11 Taken at the law offices of Bradley, Arant, Rose & White, located at One Jackson Place, 188 E. Capitol Street, Suite 450, on Wednesday, June 15, 2005, beginning at 8:33 a.m.	7 Individual Service Plan, Bates No. NP 4560 through 4563.
12		8 Exhibit No. 70, 12
13		9 Policy Pages From Volume IV Manual
14		10 Exhibit No. 71, 19
15		11 Mississippi Department Of Human Services, Office Of Social Services, Custody Case Plan
16	16 REPORTED BY:	12 Exhibit No. 72, 42
17	17 SANDI L. SUAREZ, RPR, CSR #1301 State-Wide Reporters, A Legalink Company Post Office Box 14113 (39236)	13 Policy Manual Page, Bates Stamped DHS 418
18	18 4400 Old Canton Road, Suite 160 Jackson, Mississippi 39211	14 Exhibit No. 73, 50
19	19 Telephone: (601) 366-9676 Fax: (601) 366-9756	15 Service Plan, Bates Stamped NP 3421 and 3422
20	20 Biloxi Office: 764 Water Street Biloxi, Mississippi 39530	16 Exhibit No. 74, 52
21	21 Telephone: (228) 432-0770 Fax: (228) 432-0690	17 From 445 Service Plan, Bates Stamped NP 3424
22	22 1(800)372-DEPO www.legalink.com	18 Exhibit No. 75, 53
23		19 Form 446A, Case Service Plan Supplement, Bates Stamped NP 3425
24		20 Exhibit No. 76, 74
25		21 Issues Observed During The Foster Care Review, Bates Stamped DHS 14050
		22 Exhibit No. 77, 81
		23 Policy Manual Excerpts, Bates Stamped DHS 363 Through DHS 402
	Page 2	Page 4
1	1 APPEARANCES:	1 INDEX (Continued):
2	2 TARA S. CREAN, ESQUIRE ERIC E. THOMPSON, ESQUIRE Children's Rights 404 Park Avenue South New York, New York 10016 5 Telephone: (212) 683-2210 ATTORNEY FOR PLAINTIFFS	2 Exhibit No. 78, 115 Policy Manual Pages
6		3 Stipulations 5
7	6 BETTY A. MALLETT, ESQUIRE McGlinchey Stafford, PLLC 8 Skytel Centre South, Suite 1100 200 South Lamar Street 9 Jackson, Mississippi 39201 Telephone: (601) 960-8400 10 ATTORNEY FOR DEFENDANTS	4 Certificate of Reporter 149
11		5 Errata Sheet 150
12		6
13		7
14		8
15		9
16		10
17		11
18		12
19		13
20		14
21		15
22		16
23		17
24		18
25		19
		20
		21
		22
		23
		24
		25

		Page 1			Page 3
1	IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF MISSISSIPPI JACKSON DIVISION		1	INDEX	
2	OLIVIA Y., ET AL, Plaintiffs,		2	WITNESS: Kathy Triplett	PAGE:
3	V. CIVIL ACTION NO. 3:04CV251LN		3	EXAMINATION BY:	
4	HALEY BARBOUR, ET AL, Defendants.		4	Ms. Crean	5
5			5	EXHIBITS	
6	DEPOSITION OF KATHY TRIPLETT		6	Exhibit No. 79,	35
7	Taken at the law offices of Bradley, Arant, Rose & White, located at One Jackson Place, 188 E. Capitol Street, Suite 450, on Wednesday, June 15, 2005, beginning at 1:41 p.m.		7	MDHS DFCS CFSR Program Improvement Plan, March 24th, 2005, Bates Stamped DHS 38159 through DHS 38248	
8			8		
9			9	Exhibit No. 80, Excerpts From The Family And Children Services Policy	76
10			10	Manual, Bates Stamped DHS 522 through DHS 529	
11	REPORTED BY:		11	Stipulations	4
12	SANDI L. SUAREZ, RPR, CSR #1301 State-Wide Reporters, A LegalLink Company Post Office Box 14113 (39236)		12	Certificate of Reporter	110
13	4400 Old Canton Road, Suite 160 Jackson, Mississippi 39211		13	Errata Sheet	111
14	Telephone: (601) 366-9676		14		
15	Fax: (601) 366-9756		15		
16	Biloxi Office: 764 Water Street Biloxi, Mississippi 39530		16		
17	Telephone: (228) 432-0770		17		
18	Fax (228) 432-0690		18		
19	1(800)372-DEPO		19		
20	www.legalink.com		20		
21			21		
22			22		
23			23		
24			24		
25			25		
		Page 2			Page 4
1	APPEARANCES:		1	STIPULATION	
2	TARA S. CREAN, ESQUIRE ERIC E. THOMPSON, ESQUIRE Children's Rights 404 Park Avenue South New York, New York 10016 Telephone: (212) 683-2210 ATTORNEY FOR PLAINTIFFS		2	It is hereby stipulated and agreed by and	
3			3	between the parties hereto, through their respective	
4			4	attorneys of record, that this deposition may be	
5			5	taken at the time and place hereinbefore set forth,	
6			6	by SANDI L. SUAREZ, RPR, CSR, Court Reporter and	
7			7	Notary Public, pursuant to the Federal Rules of	
8			8	Civil Procedure, as amended;	
9			9	That the formality of READING AND SIGNING is	
10			10	specifically RESERVED;	
11			11	That all objections, except as to the form of	
12			12	the questions and the responsiveness of the	
13			13	answers, are reserved until such time as this	
14			14	deposition, or any part thereof, may be used or is	
15			15	sought to be used in evidence.	
16			16		
17			17		
18			18		
19			19		
20			20		
21			21		
22			22		
23			23		
24			24		
25			25		

Page 1

4 OLIVIA Y., ET AL. PLAINTIFFS
5 VS. CIVIL ACTION NO. 3:04CV251LN
6 HALEY BARBOUR, ET AL. DEFENDANTS

COPY

10 DEPOSITION OF ROBERT HAMBICK

12 Taken at Bradley Arant Rose & White,
13 188 East Capitol Street, Suite 450,
 Jackson, Mississippi, on Monday,
 June 20, 2005, beginning at 8:30 a.m.

REPORTED BY:

CELESTE O. WERKHEISER, RMR
State-Wide Reporters
4400 Old Canton Road
Suite 160 (39211)
Post Office Box 14113
Jackson, Mississippi 39236
Telephone: (601) 366-9676
Fax: (601) 366-9756
www.legalink.com

Page 1

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
3 JACKSON DIVISION

4 OLIVIA Y., ET AL PLAINTIFFS
5 VS. CIVIL ACTION NO. 3:04CV251LN
6 HALEY BARBOUR, ET AL DEFENDANTS

7

8 COPY

9

10 DEPOSITION OF TERESSA JACKSON

11

12 Taken at Bradley Arant Rose & White,
13 188 East Capitol Street, Suite 450,
14 Jackson, Mississippi, on Tuesday,
15 June 21, 2005, beginning at 8:35 a.m.

16

17

18

19

20 REPORTED BY:

21 CELESTE O. WERKHEISER, RMR
22 State-Wide Reporters
23 4400 Old Canton Road
24 Suite 160 (39211)
Post Office Box 14113
Jackson, Mississippi 39236
Telephone: (601) 366-9676
Fax: (601) 366-9756
www.legalink.com

25

mcdaniel.TXT

1

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
3 JACKSON DIVISION

4 OLIVIA Y., by and through her next friend,
5 James D. Johnson; JAMISON J., by and through
His next friend, Clara Lewis; DESIREE,
RENEE, TYSON AND MONIQUE P., by and through
Their next friend, Sylvia Forster; JOHN A.,
6 By and through his next friend, James D. Johnson;
CODY B., by and through his next friend, Sharon Scott;
7 MARY, TOM, MATTHEW and DANA W., by and through their
next friend, Zelatra W.; and SAM H., by and
8 through his next friend, Yvette Bullock;
on their own behalf and on behalf of all others
9 similarly situated

10 Plaintiffs,
11 CIVIL ACTION NO.
12 3:04cv251LN
V.

13 HALEY BARBOUR, as Governor of the State
14 Of Mississippi; DONALD TAYLOR, as Executive
Director of the Department of Human Services;
15 And BILLY MANGOLD, as Director of the
Division of Family and Children's Services

16 Defendants.

17

18

19 DEPOSITION OF MARTHA McDANIEL

20 Taken at Bradley Arant Rose & White,
One Jackson Place, Suite 450
21 Jackson, Mississippi,
22 on Wednesday, July 20, 2005,
beginning at approximately 8:30 a.m.

23

24

25

2

1